

*Signed this 5th day of October, 2010.*

**U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS**

**ENTERED**

**TAWANA C. MARSHALL, CLERK  
THE DATE OF ENTRY IS  
ON THE COURT'S DOCKET**

*Stacy L. C. Jernigan*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**IN RE:**

**MARIAH BAY LEASING  
CORPORATION**

**DEBTOR.**

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**Case No. 10-31171-SGJ-11**

**CHAPTER 11**

**ORDER DENYING CONFIRMATION OF FIRST AMENDED PLAN OF  
REORGANIZATION DATED JUNE 28, 2010 (WITH SECOND MODIFICATION)**

CAME ON to be considered the First Amended Plan of Reorganization Dated June 28, 2010 (With Second Modification) [Docket No. 104] (the "Plan"), which was filed by Mariah Bay Leasing Corporation (the "Debtor"). This Court, after reviewing the Plan and considering the arguments of counsel, finds that the Plan cannot be confirmed for the reasons stated on the record during the confirmation hearing held on September 30, 2010. It is therefore

ORDERED that confirmation of the Plan is hereby DENIED. It is further

ORDERED that, pursuant to the Agreed Order Granting Motion of Credit Union

Liquidity Services, LLC Relief from the Automatic Stay [Docket No. 71], which was entered by this Court on August 13, 2010, the automatic stay under 11 U.S.C. § 362 is hereby terminated to enable Credit Union Liquidity Services, LLC f/k/a Texans Commercial Capital, LLC, or its successors and assigns (collectively, "CULS"), to exercise its rights under the loan documents and applicable law to foreclose upon its liens and security interests in the real and personal property identified in the Deed of Trust, Security Agreement, Financing Statement, and Assignment of Rents and Leases dated as of December 27, 2006, executed and delivered by the Debtor, as grantor, unto James C. Champion, as trustee, for the benefit of CULS, as beneficiary, recorded as Instrument No. 2007-00369545 in the Real Property Records of Rockwall County, Texas, as amended, supplemented or otherwise modified (collectively, the "Harbor Property"), including without limitation, conducting a sale of the Harbor Property, through credit bid or otherwise.

### End Of Order ###

Submitted by:

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